

# **EXHIBIT D**

**TO THE DECLARATION OF ADA K. WONG IN SUPPORT  
OF PLAINTIFF'S THIRD MOTION TO COMPEL DISCOVERY  
RESPONSES**

The Honorable Thomas S. Zilly

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

JILLIAN HORMAN, an individual,  
  
Plaintiff,

v.

SUNBELT RENTALS, INC., a Washington  
State Entity; "DOE(S) 1-100", employees of  
SUNBELT RENTALS, INC.; and  
"CORPORATION(S) XYZ 1-100,"  
  
Defendants.

Case No. 2:20-cv-00564-TSZ

**PLAINTIFF'S THIRD SET OF  
REQUESTS FOR ADMISSION TO  
DEFENDANT SUNBELT RENTALS,  
INC.**

TO: SUNBELT RENTALS, INC., Defendant

AND TO: SHANE P. CRAMER, PATRICIA J. HILL and YASH B. DAVE, Counsel for  
Defendant

SET NO.: THREE

Plaintiff JILLIAN HORMAN, in her individual capacity herein, hereby serves these  
Requests for Admission upon SUNBELT RENTALS, INC. These Requests for Admission  
are served upon you in accordance with Rules 26 and 36 of the Federal Rules of Civil  
Procedure. Your attention is directed to Rule 26(e) regarding your continuing duty to  
supplement your answers herein. Answer in the spaces provided (using additional sheets as

needed), and verify your answers under oath, signing on the last page.

These requests for admission are directed to the above-named party or parties and to their attorneys, and extend to all information of said party or parties, their attorneys, their liability insurers, and their attorneys' and liability insurers' agents.

Each matter for which admission is sought shall be deemed admitted unless denied or objected to as provided for in Federal Rule of Civil Procedure 36. If you do not admit or deny a matter, you must set forth in detail pursuant to the Federal Rules of Civil Procedure the reasons why you cannot truthfully admit or deny the matter. Any denial must fairly meet the substance of the requested admission. If an objection is made to any request for admission, you must set forth in detail pursuant to the Federal Rules of Civil Procedure the reason and basis for the objection. Any objections to requested admissions must be signed by the attorney. All responses must be certified by the attorney pursuant to Federal Rule of Civil Procedure 26(g).

**DATED** March 17, 2021.

**AKW LAW, P.C.**

/s/ Ada K. Wong

/s/ Jordan T. Wada

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 Jordan T. Wada, WSBA #54937  
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**REQUESTS FOR ADMISSION**

**REQUEST FOR ADMISSION NO. 1:**

Admit or deny that in the three (3) years prior to SUNBELT RENTALS, INC.'s employment of PLAINTIFF JILLIAN HORMAN, there were no other females employed in the position of Driver 1 at SUNBELT RENTALS, INC.'s Redmond Profit Center.

**ANSWER:**

**REQUEST FOR ADMISSION NO. 2:**

Admit or deny that in the five (5) years prior to SUNBELT RENTALS, INC.'s employment of PLAINTIFF JILLIAN HORMAN, there were no other females employed in the position of Driver 1 at SUNBELT RENTALS, INC.'s Redmond Profit Center.

**ANSWER:**

**REQUEST FOR ADMISSION NO. 3:**

Admit or deny that in the seven (7) years prior to SUNBELT RENTALS, INC.'s employment of PLAINTIFF JILLIAN HORMAN, there were no other females employed in the position of Driver 1 at SUNBELT RENTALS, INC.'s Redmond Profit Center.

**ANSWER:**

1 **REQUEST FOR ADMISSION NO. 4:**

2 Admit or deny that in the ten (10) years prior to SUNBELT RENTALS, INC.'s  
3 employment of PLAINTIFF JILLIAN HORMAN, there were no other females employed in  
4 the position of Driver 1 at SUNBELT RENTALS, INC.'s Redmond Profit Center.

5 **ANSWER:**

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8 **REQUEST FOR ADMISSION NO. 5:**

9 Admit or deny that in the thirteen (13) years prior to SUNBELT RENTALS, INC.'s  
10 employment of PLAINTIFF JILLIAN HORMAN, there were no other females employed in  
11 the position of Driver 1 at SUNBELT RENTALS, INC.'s Redmond Profit Center.

12 **ANSWER:**

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15 **REQUEST FOR ADMISSION NO. 6:**

16 Admit or deny that in the fifteen (15) years prior to SUNBELT RENTALS, INC.'s  
17 employment of PLAINTIFF JILLIAN HORMAN, there were no other females employed in  
18 the position of Driver 1 at SUNBELT RENTALS, INC.'s Redmond Profit Center.

19 **ANSWER:**

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22 **REQUEST FOR ADMISSIONS NO. 7:**

23 Admit or deny that prior to becoming the Profit Center Manager at SUNBELT

1 RENTALS, INC.'s Redmond Profit Center, Brent Johnson was a Profit Center Manager at a  
2 different SUNBELT RENTALS, INC. location.

3 **ANSWER:**

6 **REQUEST FOR ADMISSION NO. 8:**

7 Admit or deny that from June 21, 2018 through April 26, 2019, there were a total of  
8 four (4) females employed (not necessarily all employed simultaneously) at SUNBELT  
9 RENTALS, INC.'s Redmond Profit Center, including PLAINTIFF JILLIAN HORMAN.

10 **ANSWER:**

13 **REQUEST FOR ADMISSION NO. 9:**

14 Admit or deny that from June 21, 2018 through April 26, 2019, there were a total of  
15 twenty (20) males employed (not necessarily all employed simultaneously) at SUNBELT  
16 RENTALS, INC.'s Redmond Profit Center.

17 **ANSWER:**

20 **REQUEST FOR ADMISSION NO. 10:**

21 Admit or deny that from June 21, 2018 through April 26, 2019, there were a total of 24  
22 individuals employed (not necessarily all employed simultaneously) at SUNBELT RENTALS,  
23 INC.'s Redmond Profit Center.

1 **ANSWER:**

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4 **REQUEST FOR ADMISSION NO. 11:**

5 Admit or deny that in the last five (5) years, SUNBELT RENTALS, INC. did not issue  
6 a separation notice and/or separation agreement that addressed working overtime hours to any  
7 individual who was employed at its Redmond Profit Center other than PLAINTIFF JILLIAN  
8 HORMAN.

9 **ANSWER:**

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12 **REQUEST FOR ADMISSION NO. 12:**

13 Admit or deny that in the last five (5) years, SUNBELT RENTALS, INC. did not issue  
14 a separation notice and/or separation agreement that addressed working overtime hours to any  
15 employee in Washington State other than PLAINTIFF JILLIAN HORMAN.

16 **ANSWER:**

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19 **DATED** March 17, 2021.

20 **AKW LAW, P.C.**

21 /s/ Ada K. Wong

22 /s/ Jordan T. Wada

23 Ada K. Wong, WSBA #45936

Jordan T. Wada, WSBA #54937

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**ATTORNEY CERTIFICATION**

The undersigned counsel for defendant hereby certifies Defendant's responses pursuant to Federal Rule of Civil Procedure 26(g).

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Shane P. Cramer, WSBA #35099  
Attorney for Defendant

\_\_\_\_\_  
Patricia J. Hill, FL Bar #0091324  
Yash B. Dave, FL Bar #0068573  
*Pro hac vice Counsel for Defendant*

**DECLARATION OF RESPONDING PARTY**

I declare under the penalty of perjury under the laws of the State of Washington that I am the Defendant in this action OR I am the \_\_\_\_\_ of \_\_\_\_\_ and am authorized to make the foregoing answers. I declare that I have read the foregoing answers, know the contents thereof, and believe them to be true and correct.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2021, at \_\_\_\_\_, Washington.

\_\_\_\_\_  
Name

\_\_\_\_\_  
Its

Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**CERTIFICATE OF SERVICE**

The undersigned certifies under the penalty of perjury under the laws of the State of Washington that I am now and at all times herein mentioned, a citizen of the United States, a resident of the State of Washington, over the age of eighteen years, not a party to or interested in the above-entitled action, and competent to be a witness herein.

On March 17, 2021, I caused a copy of the foregoing to be served on the parties listed below in the manner specified below:

|   |                                     |   |
|---|-------------------------------------|---|
| Shane P. Cramer<br>Harrigan Leyh Farmer & Thomsen LLP<br>999 Third Avenue, Suite 4400<br>Seattle, WA 98104<br>E-mail: <a href="mailto:shanec@harriganleyh.com">shanec@harriganleyh.com</a><br>Attorneys for Defendant Sunbelt Rentals, Inc.   | <input type="checkbox"/>            | VIA FACSIMILE   |
|   | <input type="checkbox"/>            | VIA FIRST CLASS U.S. MAIL   |
|   | <input type="checkbox"/>            | VIA MESSENGER/HAND DELIVERY   |
|   | <input checked="" type="checkbox"/> | <b>VIA E-MAIL/E-FILE</b><br><b><i>Per 5/21/2020 Stipulation</i></b><br><b><i>Regarding Electronic Service</i></b> |
| Patricia J. Hill<br>Yash B. Dave<br>Smith, Gambrell & Russell, LLP<br>50 North Laura Street, Suite 2600<br>Jacksonville, FL 32202<br>E-mail: <a href="mailto:pjhill@sgrlaw.com">pjhill@sgrlaw.com</a><br>E-mail: <a href="mailto:ydave@sgrlaw.com">ydave@sgrlaw.com</a><br>E-mail: <a href="mailto:cmars@sglaw.com">cmars@sglaw.com</a><br>E-mail: <a href="mailto:dcote@sgrlaw.com">dcote@sgrlaw.com</a><br>E-mail: <a href="mailto:ijones@sgrlaw.com">ijones@sgrlaw.com</a><br>E-mail: <a href="mailto:callard@sgrlaw.com">callard@sgrlaw.com</a><br>Pro hac vice Counsel for Defendant Sunbelt Rentals, Inc. | <input type="checkbox"/>            | VIA FACSIMILE   |
|   | <input type="checkbox"/>            | VIA FIRST CLASS U.S. MAIL   |
|   | <input type="checkbox"/>            | VIA MESSENGER/HAND DELIVERY   |
|   | <input checked="" type="checkbox"/> | <b>VIA E-MAIL/E-FILE</b><br><b><i>Per 5/21/2020 Stipulation</i></b><br><b><i>Regarding Electronic Service</i></b> |
| Isabel Johnson<br>LAW OFFICE OF ISABEL S. JOHNSON, PLLC<br>748 Market Street #15<br>Tacoma WA 98402   | <input type="checkbox"/>            | VIA FACSIMILE   |
|   | <input type="checkbox"/>            | VIA FIRST CLASS U.S. MAIL   |
|   | <input type="checkbox"/>            | VIA MESSENGER/HAND DELIVERY   |

1 E-mail: [isabel@isjlaw.com](mailto:isabel@isjlaw.com)  
2 Co-Counsel for Plaintiff



VIA E-MAIL/E-FILE  
***Per 2/8/2021 Supplemental  
Stipulation Regarding Electronic  
Service***

4 Dated March 17, 2021, at Mountlake Terrace, Washington.

5  
6 /s/ Kaila A. Eckert

Kaila A. Eckert, Paralegal